IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY NINTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 20600 of 2004

Between:

Sri M. Narasimhulu, S/o M. Jayasimha,
Yammiganur, H.No. 5/31, Yemmiganur,

Door No. 18/139, Court Road, Yemmiganur.

..... PETITIONER

AND

1 The Revenue Divisional Officer, Adoni, Kurnool District
2 The Mandal Revenue Officer, Yemmiganur, Kurnool District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not permitting the petitioner to lift the stocks without any valid reasons as illegal, malafide, arbitrary and against the principles of natural justice and consequently direct the respondents to permit the petitioner to lift the stocks for their respective F.P. Shops.

Counsel for the Petitioner:MR.K.V.CHALAPATHI RAO

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court, at the stage of admission, made the following :

ORDER:

Petitioner is a Fair Price Shop Dealer. His grievance is that even while the authorization is in force, the respondents are not supplying the essential commodities.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

On 09.11.2004, while issuing notice before admission, this Court directed the respondents to release and supply the essential commodities to the petitioner, if he holds a valid authorization and the same is subsisting as on that date.

Nothing is placed before this Court to disclose that the authorization of the petitioner has been suspended or cancelled. If the authorization is in force, there does not exist any justification for withholding the supplies.

Hence, the writ petition is disposed of directing that the respondents shall release and supply the essential commodities to the petitioner, as usual, as long as his authorization is neither suspended nor cancelled. There shall be no order as to costs.

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L.NARASIMHA REDDY, J

Dated : 29th November, 2004

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To

1 The Revenue Divisional Officer, Adoni, Kurnool District
2 The Mandal Revenue Officer, Yemmiganur, Kurnool District.

3 2 CCS to the G.P. for Civil Supplies, High Court of A.P.,

Hyderabad (OUT).

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